

Message Text

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PAGE 01 VIENNA 02198 01 OF 02 081156Z
ACTION OES-07

INFO OCT-01 ISO-00 AF-10 ARA-10 EA-10 EUR-12 NEA-10
OIC-02 ACDA-12 CIAE-00 INR-10 IO-13 L-03 NSAE-00
NSC-05 EB-08 NRC-05 SOE-02 DODE-00 DOE-11 SS-15
SP-02 CEQ-01 PM-05 /154 W
-----015766 081225Z /10

R 081142Z MAR 78
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC 5478
INFO USDOEHQ WASHDC
USDOEHQ GERMANTOWN
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LIMITED OFFICIAL USE SECTION 01 OF 02 VIENNA 02198

USIAEA

DEPT PASS IO/SCT AND S/AS
DOE PASS AMMONS, IA

E.O. 11652: N/A
TAGS: IAEA, PARM, TECH
SUBJECT: INFCE: TCC CHAIRMANSHIP

REFS: A) 77 VIENNA 10675; B)VIENNA 1747; C)VIENNA 1578

1. DDG JOHN HALL HAS BEEN PREPARING AN IAEA CONSULTANCY ARRANGEMENT FOR PROFESSOR A. CHAYES UNDER WHICH CHAYES WOULD RECEIVE MODEST HONORARIUM, PER DIEM AND TRAVEL EXPENSES ASSOCIATED WITH HIS ROLE AS TEMPORARY CHAIRMAN OF INFCE TCC. MOTIVE OF CHAYES IN SEEKING IAEA CONSULTANCY ARRANGEMENT IS TO EMPHASIZE HIS STATUS AS AGENT OF TCC RATHER THAN A REPRESENTATIVE OF U.S.G. SEE LAST SENTENCE REF A.

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PAGE 02 VIENNA 02198 01 OF 02 081156Z

2. PRIOR TO CONCLUDING CONSULTANCY ARRANGEMENTS WITH CHAYES, HALL HAS CONSULTED, AT DG EKLUND'S REQUEST WITH CERTAIN LOCAL REPS TO ASSURE THEIR GOVERNMENTS' CONCURRENCE WITH SUCH AN ARRANGEMENT. ARGENTINE RES REP ESTRADA WAS AMONG THOSE CONSULTED BY HALL; ESTRADA EXPRESSED CONCERN ABOUT THE CHAYES CONSULTING ARRANGEMENTS, WHICH HALL DREW TO MISSION'S ATTENTION. TOGETHER

WITH MISOFF, I MET WITH ESTRADA FOR WHAT PROVED TO BE ELABORATION OF HIS VIEWS OF ENTIRE MATTER OF TCC CHAIRMANSHIP.

3. ESTRADA, WHO HAS SAID HE IS ACTING UNDER INSTRUCTIONS ON THIS MATTER, REFUSES TO ACCEPT ANY TCC CHAIRMAN AFFILIATED WITH THE IAEA. HE INSISTS, AS MATTER OF PRINCIPLE AND IN ACCORDANCE WITH NORMAL PRACTICE IN INTER-GOVERNMENTAL MEETINGS, THAT CHAIRMAN MUST BE ELECTED OR OTHERWISE SELECTED FROM AMONG TCC DELEGATES AND SHOULD REMAIN A MEMBER OF HIS DELEGATION WHILE SERVING AS CHAIRMAN. HE BELIEVES, MOREOVER, THAT TCC CHAIRMAN SHOULD ONLY PRESIDE AT TCC MEETINGS, AND HAVE NO ROLE BETWEEN MEETINGS. HE BELIEVES THAT AN "EXECUTIVE DIRECTOR" SHOULD BE DESIGNATED, AFFILIATED WITH THE IAEA (CHAYES, DR. ALAN WILSON OF AUSTRALIA AND DR. BO ALER OF SWEDEN WERE MENTIONED AS POSSIBILITIES), AND THAT THE "EXECUTIVE DIRECTOR" (PERHAPS WITH SMALL STAFF) SHOULD PERFORM THE DAY-TO-DAY INTER-WORKING GROUP COORDINATION FUNCTION BETWEEN TCC MEETINGS AND PREPARE DRAFT CONSOLIDATED INFCE DOCUMENTS.

4. TO AVOID CONTROVERSY OVER CHAYES AFFILIATION WITH IAEA FOR LIMITED PURPOSE OF SERVICE AS TEMPORARY CHAIRMANSHIP OF TCC THROUGH JUNE MEETING, ESTRADA HAS TOLD HALL HE WOULD NOT OPPOSE APPOINTMENT OF LIMITED OFFICIAL USE

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PAGE 03 VIENNA 02198 01 OF 02 081156Z

CHAYES AS IAEA CONSULTANT, IF DONE QUIETLY. HE SAID, HOWEVER, THAT HE WOULD FEEL OBLIGED TO OPPOSE ARRANGEMENT IF PUBLICIZED. HALL REFUSES (CORRECTLY IN MISSION'S VIEW) TO GO ALONG WITH QUIET ARRANGEMENT, BELIEVING SHOULD BE DONE OPENLY. EKLUND HAS DECIDED NOT RPT NOT TO PROCEED WITH ARRANGEMENT, PENDING RESOLUTION (BY CHAYES OR USG) OF PROBLEM POSED BY ARGENTINA.

5. ON SHORT-TERM QUESTION OF CHAYES CONSULTANCY ARRANGEMENT WITH IAEA LIMITED TO HIS SERVICE AS TEMPORARY CHAIRMAN, THERE APPEAR TO BE TWO OPTIONS: FIRST IS TO UNDERTAKE EFFORTS TO PERSUADE ARGENTINA (AND POSSIBLY PHILIPPINES, WHOSE RES REP SIAIZON IS IN NEW YORK FOR UNIDO MEETING) TO BRING ABOUT CHANGE IN POSITION; SECOND IS TO ABANDON THE IDEA OF CHAYES' CONSULTANT ARRANGEMENT WITH IAEA FOR HIS SERVICES AS TEMPORARY CHAIRMAN OF TCC. MISSION RECOMMENDS SECOND OPTION. ONLY ARGENTINA AND PHILIPPINES OBJECTED AT DECEMBER TCC MEETING TO CHAYES BEING PAID BY USG, AND CURRENT POSITION OF ARGENTINA, IN CONNECTION WITH SERVICES AS TEMPORARY CHAIRMAN, IS DIFFERENT. PLEASE ADVISE.

6. LONGER-TERM QUESTION CONCERNS ESTRADA'S POINT THAT TCC CHAIRMANSHIP AND COORDINATING "EXECUTIVE DIRECTOR" SHOULD BE TWO SEPARATE FUNCTIONS. ESTRADA BELIEVES THAT HIS GOVERNMENT WOULD SUPPORT CHAYES FOR EITHER PERMANENT CHAIRMAN (AS MEMBER OF US DEL AND PAID BY USG) OR "EXECUTIVE DIRECTOR" (NOT REPRESENTING USG AND PAID BY IAEA) BUT NOT BOTH ROLES. ESTRADA'S PREFERENCE WOULD BE FOR ROTATING CHAIRMANSHIP, BUT HE WOULD ACCEPT A PERMANENT TCC CHAIRMAN FROM NE OF THE TCC DELEGATIONS AND WITH NO ROLE BETWEEN TCC MEETINGS. HE SAID HE WOULD CHECK WITH BUENOS AIRES FOR ACCEPTABILITY OF CHAYES IN EITHER FUNCTION, IF USG WILLING FOR THE TWO FUNCTIONS

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PAGE 01 VIENNA 02198 02 OF 02 081220Z

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LIMITED OFFICIAL USE SECTION 02 OF 02 VIENNA 02198

TO BE SPLIT.

7. DURING DISCUSSION OF INFCE AT THE FEBRUARY 21 BOARD MEETING, ARGENTINE GOVERNOR CASTRO MADERO REFERRED TO ABSENCE IN GOV/1877 OF REQUEST MADE BY DECEMBER 1977 MEETING OF TCC FOR AGENCY TO APPOINT A "SECRETARIAT" TO DEAL WITH COORDINATION BETWEEN TCC MEETINGS. AT THAT TIME, US DEL INTERPRETED THIS REMARK AS APPLYING TO TCC SECRETARY FUNCTION (GARRETT). SEE PARA 4, REF B. ESTRADA HAS MADE IT CLEAR, HOWEVER, THAT CASTRO MADERO WAS ALLUDING TO "EXECUTIVE DIRECTOR" FUNCTION AS DESCRIBED PARA 3 ABOVE. DURING DISCUSSION, ESTRADA CONCEDED THAT TCC RECORD DOES NOT CLEARLY CALL FOR AGENCY ESTABLISHMENT OF SUCH COORDINATING FUNCTION,

BUT ASSERTED THAT SUCH WAS ARGENTINA'S INTERPRETATION.

8. PARA 7 OF INFCE/TCC/1/8, SUMMARY REPORT OF TCC MEETING, STATES THAT IAEA WAS ASKED TO DESIGNATE "SECRETARY" AND MAKE "SECRETARIAT SERVICES" AVAILABLE TO TCC. IN MISSION'S VIEW, SECRETARIAT SERVICES IN LIMITED OFFICIAL USE

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PAGE 02 VIENNA 02198 02 OF 02 081220Z

THAT CONTEXT REFERRED TO PROVISION OF MEETING FACILITIES AND SERVICES, DOCUMENTATION, ETC., AND WAS NOT INTENDED TO INCLUDE EXECUTIVE DIRECTOR FUNCTION AS DESCRIBED PARA 3 ABOVE.

9. ON QUESTION OF POSSIBLE SEPARATION OF CHAIRMAN FUNCTION FROM EXECUTIVE DIRECTOR FUNCTION, DEPARTMENT WILL WISH TO CONSIDER WHETHER BY AGREEING TO LIMITED ROLE OF TCC CHAIRMAN ENVISIONED BY ARGENTINA, ESTABLISHMENT OF EFFECTIVE CENTRAL IAEA-AFFILIATED INFCE EXECUTIVE DIRECTOR MIGHT BE GAINED.

IF IT BECOMES NECESSARY, IN ORDER TO ACHIEVE CONSENSUS, TO AGREE TO SPLITTING FUNCTIONS AND REDUCE CHAIRMAN'S ROLE TO MERELY PRESIDING AT TCC MEETINGS, MISSION ASSUMES THAT USG WOULD HAVE LITTLE INTEREST IN RETAINING CHAIRMANSHIP AND MIGHT EVEN BE WILLING FOR CHAIRMANSHIP TO ROTATE. ON OTHER HAND, WE ASSUME THAT USG WOULD BE INTERESTED IN HAVING CHAYES, IF HE IS AVAILABLE, SERVE AS EXECUTIVE DIRECTOR UNDER CONSULTANT ARRANGEMENT WITH IAEA.

10. CANDIDATES FOR PERMANENT OR ROTATING TCC CHAIRMAN, WITH LIMITED FUNCTIONS, COULD INCLUDE POPP (FRG), BONDI (UK), WILSON (AUSTRALIA), GOLDSCHMIDT (FRANCE), OR RUNNALS (CANADA). CANDIDATES (OTHER THAN CHAYES) FOR AGENCY-AFFILIATED INFCE EXECUTIVE DIRECTOR, ENVISIONED AS A SEMI-FULL-TIME JOB FROM JUNE 1978 TO END OF INFCE, MIGHT INCLUDE SOME OF THOSE INDIVIDUALS, ESPECIALLY WILSON, AND POSSIBLY SKJOELDEBRAND OR ALER.

11. MISSION REQUESTS EARLY GUIDANCE ON A) U.S. ATTITUDE TOWARD SEPARATION OF CHAIRMANSHIP AND EXECUTIVE DIRECTOR FUNCTIONS, AND B) IF ATTITUDE IS FAVORABLE, NAMES OF LIMITED OFFICIAL USE

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PAGE 03 VIENNA 02198 02 OF 02 081220Z

CANDIDATES PREFERRED FOR BOTH POSITIONS. MISSION SUGGESTS CONSIDERATION BE GIVEN TO BEGINNING CONSULTATIONS THIS MATTER WELL IN ADVANCE OF JUNE TCC MEETING.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CONSULTANTS, EXECUTIVE COUNCIL
Control Number: n/a
Copy: SINGLE
Draft Date: 08 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978VIENNA02198
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780104-0231
Format: TEL
From: VIENNA USIAEA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780390/aaaacylm.tel
Line Count: 225
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: d2e40fcb-c288-dd11-92da-001cc4696bcc
Office: ACTION OES
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 VIENNA 10675, 78 VIENNA 1747, 78 VIENNA 1578
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3397187
Secure: OPEN
Status: NATIVE
Subject: INFCE: TCC CHAIRMANSHIP
TAGS: PARM, TECH, AU, IAEA, INFCE, (CHAYES, A), (HALL, JOHN)
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/d2e40fcb-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014